IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FIRST APPEAL NO.605 OF 1991

The State of Maharashtra ...Appellant

vs.

1.Raghunath Hemder Mhatre
2.Harischandra Balkrishna Mhatre
3.Prabhakar Ramchandra Mhatre ...Respondents

WITH
FIRST APPEAL NO.606 OF 1991

The State of Maharashtra ...Appellant

vs.

1.Madhukar Manglya Patil
(matter stands dismissed by Addl.Regr's
order dated 12.7.1994)
2.Jayandranath Manglya Patil
3.Tutibai Manglya Patil
4.Krishnabai Ladaku Patil
5.Parshuram Manglya Patil ...Respondents

WITH
FIRST APPEAL NO.607 OF 1991

The State of Maharashtra ...Appellant

vs.

1.Gana Shiddi Mhatre
2.Ambarnath Gana Mhatre ...Respondents

WITH
FIRST APPEAL NO.608 OF 1991

The State of Maharashtra ...Appellant

vs.

1.Malibai Ramaji Patil

2.Raghunath Ramaji Patil
3.Divalibai Motiram Mukadam ...Respondents

WITH
FIRST APPEAL NO.609 OF 1991

The State of Maharashtra ...Appellant

vs.

1. Jagu Milu Mhatre
2. Raghunath Milu Mhatre ...Respondents

Ms.Geeta Mulekar A.G.P. in F.A.Nos.605/1991 and 606/1991
Ms S.V.Gajare,A.G.P. in F.A.Nos.607/1991 and 608/1991
Mr.B.H.Mehta,A.G.P. for State in F.A.No.609/1991
Mr.K.N.Kore for the Respondents in all the Appeals.

CORAM: A.S.OKA,J.
DATE : DECEMBER 3,2007.

ORAL JUDGMENT:

1. Heard learned A.G.P. for the Appellant and Shri Kore for the contesting Respondents. The challenge in this group of first Appeals is to the Judgments and Awards made by the Reference Court in References under section 18 of the Land Acquisition Act,1894. The Appeals relate to the acquisition of lands at Village Savali within the limits of village Panchyat of Kopar Khairane, Taluka and District Thane which were notified for public purpose of setting up satellite city of Navi Mumbai by notification dated 3rd February 1970 under section 4 of the said Act.

2. The Reference Court has fixed the market value at the rate of Rs.10/- per sq.meter. My attention has been invited to the Judgment and Order dated 10th October 2007 passed by this

Court in a First Appeal No.624 of 1989 (The State of Maharashtra Vs.Janardan Vasudev Gharat and others). By the said Judgment and Order, similar Appeals involving lands from village Kopar Khairane where market value was fixed at Rs.10/- per sq. meter by the Reference Court have been dismissed by this court. There is no dispute between the parties that this group of Appeals will be governed by the said decision of this Court.

3. In view of the aforesaid position, the Appeals will have to be dismissed. Accordingly, First Appeal Nos.605 of 1991, 606 of 1991, 607 of 1991, 608 of 1991 and 609 of 1991 are hereby dismissed with no order as to costs.

5. Certified copy is expedited.

JUDGE